



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gang Liu
Serial No.: 09/827,764
Filed: April 6, 2001
Atty. Dkt. No: 0118-00101
Title: A Laser Driver For A Laser Sensing System

Hon. Commissioner of Patents
Washington, D.C. 20231

**REQUEST FOR RECONSIDERATION AND
AMENDMENT/RESPONSE TO OFFICE ACTION**

Dear Sir:

REQUEST

On January 30, 2003, the Examiner issued a FINAL REJECTION in the above referenced case, in spite of entering rejections based on newly cited art. The Examiner stated that Applicant's amendments dated October 31, 2003 necessitated the new grounds of rejection. Applicant traverses the Examiner's decision, and respectfully requests the reconsideration of the finality of the Office Action, for the reason that the Examiner's rejections are based in part on previously un-cited art. Moreover, Applicant did not amend all the claims whose rejections the Examiner argues were necessitated by amendment. The following references do not appear anywhere in the record prior to Applicant's receipt of the most recent Office Action, in which the Examiner made the final rejections:

US 5,138,340 to Sprague et al.

US 6,292,498 to Pfaff

US 5,821,527 to Rudd et al.

US 5,816,535 to Underwood, Jr. et al.

Sprague et al. was the sole reference cited in making the final rejection of claim 12, and has not heretofore been cited in prosecution. The Examiner is therefore asserting that amendments made without any knowledge of the cited reference necessitate the rejection. Because Applicant has not previously been given an opportunity to respond, it

10/c Amdt
4-9-03
A. Webb

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